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I hereby certify that this correspondence is being transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (571) 273-8300 on the date below:

September 8, 2005
Date


Gina N. Shishima

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Bell, et al.

Serial No.: 08/455,683

Filed: May 31, 1995

For: METHODS OF IDENTIFYING
AGONISTS AND ANTAGONISTS OF
OPIOID RECEPTORS

Group Art Unit: 1647

Examiner: Landsman, Robert S.

Atty. Dkt. No.: ARCD:177

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

This paper is submitted in response to the Notification of Non-Compliant Appeal Brief dated August 30, 2005, for which the one-month date for response is September 30, 2005. Should such request or fee be deficient or absent, consider this paragraph such a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Account No.: 50-1212/ARCD:177.

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RESPONSE

Applicants earlier received the Order Returning Undocketed Appeal to Examiner mailed August 16, 2005, which was signed by Craig R. Feinberg, the Program and Resource Administrator. On August 24, 2005, Applicants' representative called Mr. Feinberg who indicated that Applicants could simply fax in a Supplemental Appeal Brief that consisted solely of a page with the missing appendix and the words "none" underneath to comply with the current rules. Applicants are providing this page along with a cover page as Exhibit 1.

Should the Examiner desire to sustain any of the rejections discussed in relation to this Response, the courtesy of a telephonic conference between the Examiner, the Examiner's supervisor, and the undersigned attorney at 512-536-3081 is requested.

Respectfully submitted,



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Date: September 8, 2005